

RESOLUTION NO. 1077

RESOLUTION APPROVING RECEIPT OF WRITTEN NOTICE FROM MATT MUCKLER OPTING OUT OF THE CITY ADMINISTRATOR EMPLOYMENT AGREEMENT WITH THE CITY OF WEST BRANCH

WHEREAS, the City of West Branch, IA and City Administrator Matthew Muckler entered into an employment agreement which became effective on June 7, 2010; and,

WHEREAS, the City of West Branch, IA City Council amended this employment agreement to clarify that City Administrator Matthew Muckler is an exempt employee not eligible for compensation time or overtime by passing Resolution 903 on August 16, 2010; and,

WHEREAS, the City of West Branch, IA City Council further amended this employment agreement to provide a termination date for the agreement by passing Resolution 924 on December 20, 2010; and,

WHEREAS, this employment agreement per Section 2D of the agreement, is an annual agreement; and,

WHEREAS, this employment agreement affords the City of West Branch and City Administrator Matthew Muckler the ability to provide written notice to the other party sixty days prior to the termination date to either end or modify the contract; and,

WHEREAS, Matthew Muckler has submitted a letter dated January 23, 2013 opting out of the City Administrator Employment Agreement with the City of West Branch.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of West Branch, Iowa:

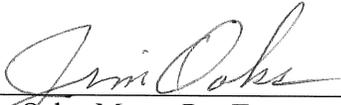
SECTION 1. The Council approves receipt of written notice from City Administrator Matt Muckler opting out of the City Administrator Employment Agreement with the City of West Branch, ending the contractual relationship between the City of West Branch and Matthew Muckler as of June 6, 2013.

SECTION 2. The Council continues the employment of Matthew Muckler thereafter as City Administrator/Clerk for the City of West Branch, Iowa pursuant to the City of West Branch Code of Ordinances and Employee Handbook.

SECTION 3. The Council continues the current wage for the City Administrator/Clerk for the remainder of fiscal year 2012-2013 per Resolution 996.

SECTION 4. This resolution will be effective upon final passage of the City Council.

Passed and approved this 4th day of February, 2013.



Jim Oaks, Mayor Pro Tem

ATTEST:



Dawn Brandt, Deputy City Clerk